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Form 149

IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re:

Sean P. Melvin Heather S. Melvin Debtor(s) Bankruptcy Case No.: 19–22919–GLT Issued Per 1/30/2020 Proceeding Chapter: 13

Docket No.: 68 – 15

Concil. Conf.: January 30, 2020 at 02:30 PM

ORDER OF COURT CONFIRMING PLAN AS MODIFIED AND SETTING DEADLINES FOR CERTAIN ACTIONS

(1.) PLAN CONFIRMATION:

IT IS HEREBY ORDERED that upon consent of the Debtor(s), the Chapter 13 Plan dated August 14, 2019 is CONFIRMED as modified at the Plan confirmation hearing. Terms of the Plan not expressly modified by this Order remain in full force and effect. A copy of this Plan was previously mailed to you. *Only those provisions which are checked below apply to this case:*

- A. For the remainder of the Plan term, the periodic Plan payment is amended to be \$2,850.00 as of February, 2020. Debtor(s)' counsel shall file a motion to amend the income attachment order within seven (7) days of the date of this Order.
- □ B. The length of the Plan is increased to a total of months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved. The total length of the Plan shall not exceed sixty (60) months.
- □ C. Plan confirmation is on an interim basis only as a form of adequate protection. The Trustee is authorized to distribute to secured and priority creditors with percentage fees. A final plan conciliation conference will be held on Jan. 30, 2020 at 02:30 PM, in 3251 U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA 15219. If the Parties cannot resolve all disputes at the conciliation conference, a hearing will be scheduled and orally announced at the conclusion of the conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the conciliation conference to the extent such parties desire more information regarding the outcome of the conciliation conference.
- □ D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority, or extent of liens; including determination of the allowed amount of secured claims under 11 U.S.C. §506, disputes over the amount and allowance of claims entitled to priority under 11 U.S.C. §507, and all objections to claims.
- ☐ E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.
- F. shall be paid monthly payments of \$ beginning with the Trustee's distribution and continuing for the duration of the plan term, to be applied by that creditor to it's administrative claim, budget payments and/or security deposit. These payments shall be at the third distribution level.
- ☑ G. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim: Claim No. 12–2 of The IRS, Claim No. 14 of Toyota payment determined by Trustee.
- H. Additional Terms: The secured claim(s) of the following Creditor(s) shall govern as to claim amount, to be paid at the modified plan terms: Claim No. 38 of M&T Bank.

(2.) IT IS FURTHER ORDERED THAT THE FOLLOWING DEADLINES ARE ESTABLISHED:

- **A. Objections to the Plan.** Pursuant to *Fed.R.Bankr.P.* 2002(b), this Order shall not become final for a period of twenty–eight (28) days. Any party in interest with an objection to any provision of this Confirmation Order must file a written objection within that twenty–eight (28) day period. Failure to timely object shall be deemed a waiver of all objections and an acceptance of the provisions of this confirmed Plan. The Trustee may disburse funds pursuant to this confirmation order upon it's entry.
- **B.** Applications to retain brokers, sales agents, or other professionals. If the Plan contemplates sales of assets or litigation proceeds as a source of funding, Debtor(s) shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.
- **C.** Review of Claims Docket and Objections to Claims. Pursuant to W.PA.LBR 3021-I(c)(2), the Debtor or Debtor's attorney, if represented, shall review the proofs of claim filed and shall file objections to any disputed claims within ninety (90) days after the claims bar date or, for late filed or amended claims, within ninety (90) days after they are filed and served. Absent an objection, the proof of claim will govern as to the classification and amount of the claim. Objections filed after the ninety (90) days specified herein shall be deemed untimely.
- **D.** Motions or Complaints Pursuant to §§506, 507 or 522. All actions to determine the priority, avoidability, or extent of liens, all actions pursuant to 11 U.S.C. §§506, 507 and 522 shall be filed within ninety (90) days after the claims bar date.
- **E.** Filing Amended Plans. Within fourteen (14) days after the Bankruptcy Court resolves the priority, avoidability, or extent of a lien, or any objection to claim, the Debtor(s) shall file an amended Plan to provide for the allowed amount of the claim if the allowed amount differs from the amount stated in the plan. Debtor(s) shall also file an amended Plan within thirty (30) days after the claims bar date(s) in the event that no objection is filed and the claim(s) as filed causes the Plan to be underfunded.

(3.) IT IS FURTHER ORDERED THAT:

- **A.** After the claims objection deadline, the Plan shall be deemed amended to conform to the claims filed or otherwise allowed. If the Plan expressly modified the terms of payment to any creditor pursuant to $11\ U.S.C.\ \S 1322(b)(2)$, nothing in this Order shall be construed to change the payment terms established in the Plan.
- **B.** Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).
- C. Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' counsel and Debtor(s) at least twenty—one (21) days prior to the change taking effect.
- **D.** Debtor's counsel must file a fee application in accordance with *W.PA.LBR* 2016–1 before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.
- **E.** The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default. If the default involves failure to make a plan payment the case will result in dismissal without further hearing upon filing and service of an *Affidavit of Default* by the Trustee. The Trustee is not precluded from raising pre–confirmation defaults in any subsequent motion to dismiss.
- **F.** In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any *secured claim* that is secured by the subject property, unless directed otherwise by further Order of Court.

Gregory **1. Ta**ddonio, Judge United Statos Bankruptcy Court

Dated: February 3, 2020

cc: All Parties in Interest to be served by Clerk in seven (7) days

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United States Bankruptcy Court
Western District of Pennsylvania

In re: Sean P. Melvin Heather S. Melvin Debtors

Case No. 19-22919-GLT Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2 User: dbas Page 1 of 4 Date Rcvd: Feb 03, 2020 Form ID: 149 Total Noticed: 96

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Feb 05, 2020.	
db/jdb	+Sean P. Melvin, Heather S. Melvin, 25 Cypress Dr., Carnegie, PA 15106-1309
sp	Hailey C. Farrell, Gesk Moritz LLC, 14 E. Main Street, Carnegie, PA 15106-2456
sp	Jonathan Gesk, Gesk Moritz LLC, 14 E. Main Street, Carnegie, PA 15106-2456
cr	+Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave.,
CI	Pittsburgh, PA 15233-1828
15000150	g ,
15092159	+Allegheny Health Network, PO Box 645266, Pittsburgh, PA 15264-5250
15116850	American Express National Bank, c/o Becket and Lee LLP, PO Box 3001,
	Malvern PA 19355-0701
15092160	+American Recovery Service Inc., 555 St. Charles Drive, Suite 100,
	Thousand Oaks, CA 91360-3983
15092162	+Amex, Correspondence/Bankruptcy, Po Box 981540, El Paso, TX 79998-1540
15092161	+Amex, P.o. Box 981537, El Paso, TX 79998-1537
15092163	++BANK OF AMERICA, PO BOX 982238, EL PASO TX 79998-2238
13092103	(address filed with court: Bank Of America, Po Box 982238, El Paso, TX 79998)
15115750	
15115752	+Bank of America, N.A., PO Box 982284, El Paso, TX 79998-2284
15092164	+Barclays Bank Delaware, P.o. Box 8803, Wilmington, DE 19899-8803
15092166	+Barclays Bank Delaware, Attn: Correspondence, Po Box 8801, Wilmington, DE 19899-8801
15092176	+Chase Card Services, P.o. Box 15298, Wilmington, DE 19850-5298
15092180	+Chase Card Services, Attn: Bankruptcy, Po Box 15298, Wilmington, DE 19850-5298
15092186	+Collection Service Center, Inc., Pob 560, New Kensington, PA 15068-0560
15092192	+Creditech/Cbalv, 50 North 7th St, Bangor, PA 18013-1791
15092193	+Creditech/Cbalv, Attn:Collections, Po Box 99, Bangor, PA 18013-0099
15092197	+Deptartment Store National Bank/Macy's, Attn: Bankruptcy, 9111 Duke Boulevard,
13092197	Mason, OH 45040-8999
15000104	
15092194	+Deptartment Store National Bank/Macy's, Po Box 8218, Mason, OH 45040-8218
15092205	+Home Depot, P.O. Box 6497, Sioux Falls, SD 57117-6497
15092206	+I C System Inc, Po Box 64378, Saint Paul, MN 55164-0378
15092208	+I C System Inc, Attn: Bankruptcy, Po Box 64378, St Paul, MN 55164-0378
15092216	+JJHPortfolio Debt Equities, LLC, 5757 Phantom Dr Ste 225, Hazelwood, MO 63042-2429
15102865	+JPMorgan Chase Bank, N.A., s/b/m/t Chase Bank USA, N.A.,
	c/o Robertson, Anschutz & Schneid, P.L., 6409 Congress Avenue, Suite 100,
	Boca Raton, FL 33487-2853
15092217	+Lauren Gothe, 737 Penn Avenue, New Brighton, PA 15066-1342
15132526	+LendingClub Corporation, 595 Market St., Ste. 200, San Francisco, CA 94105-2807
15131556	M&T Bank, PO Box 1508, Buffalo NY 14240-1508
15092232	+Midland Funding, 320 E Big Beaver Rd Ste, Troy, MI 48083-1271
15092242	+Pnc Bank, Po Box 3180, Pittsburgh, PA 15230-3180
15092244	+Pnc Bank, Atn: Bankruptcy Department, Po Box 94982: Ms: Br-Yb58-01-5,
	Cleveland, OH 44101-4982
15092267	++TOYOTA MOTOR CREDIT CORPORATION, PO BOX 8026, CEDAR RAPIDS IA 52408-8026
	(address filed with court: Toyota Financial Services, Attn: Bankruptcy Dept, Po Box 8026,
	Cedar Rapids, IA 52409)
15092266	Toyota Financial Services, 111 W 22nd St, Oakbrook, IL 60521
15116155	+Toyota Motor Credit Corporation, PO Box 9013, Addison, Texas 75001-9013
15127042	UPMC Physician Services, PO Box 1123, Minneapolis, MN 55440-1123
15092269	+US Heart & Vascular PC, c/o Credit Management Inc., 681 Anderson Drive #6,
	Pittsburgh, PA 15220-2766
15092271	+Visa Dept Store National Bank/Macy's, Po Box 8218, Mason, OH 45040-8218
15092272	+Visa Dept Store National Bank/Macy's, Attn: Bankruptcy, Po Box 8053, Mason, OH 45040-8053
15092272	+Wells Fargo, Po Box 14517, Des Moines, IA 50306-3517
15121092	Wells Fargo Bank, N.A., PO Box 10438, MAC F8235-02F, Des Moines, IA 50306-0438
15092274	+Wells Fargo Jewelry Advantage, Attn: Bankruptcy, Po Box 10438, Des Moines, IA 50306-0438
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	Charlotte, NC 28272-1083
15092175	+E-mail/Text: bankruptcy@cavps.com Feb 04 2020 03:57:35 Cavalry Portfolio Services,
	Attn: Bankruptcy Department, 500 Summit Lake Ste 400, Valhalla, NY 10595-2322

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District/off: 0315-2 User: dbas Page 2 of 4 Date Rcvd: Feb 03, 2020 Form ID: 149 Total Noticed: 96

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15132825
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                                                                                  Seattle, WA 98121-3132
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Date Royd: Feb 03, 2020

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Norfolk, VA 23502)

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Form ID: 149 Total Noticed: 96 Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center (continued) 15092256 +E-mail/Text: jennifer.chacon@spservicing.com Feb 04 2020 03:57:55 Select Portfolio Servicing, Inc, Po Box 65250, Salt Lake City, UT 84165-0250 +E-mail/Text: jennifer.chacon@spservicing.com Feb 04 2020 03:57:55 15092257 Select Portfolio Servicing, Inc, Attn: Bankruptcy, Po Box 65250, Salt Lake City, UT 84165-0250 15092258 E-mail/Text: PFS.Analyst@stclair.org Feb 04 2020 03:57:42 St. Clair Hospital. 1000 Bower Hill Road, Pittsburgh, PA 15243-1899 15092578 +E-mail/PDF: gecsedi@recoverycorp.com Feb 04 2020 03:52:38 Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, +E-mail/PDF: gecsedi@recoverycorp.com Feb 04 2020 03:52:38 Norfolk, VA 23541-1021 15092265 Synchrony Bank/Walmart, Attn: Bankruptcy Dept, Po Box 965060, Orlando, FL 32896-5060 15092264 +E-mail/PDF: gecsedi@recoverycorp.com Feb 04 2020 03:52:38 Synchrony Bank/Walmart, Po Box 965024, Orlando, FL 32896-5024 15132721 E-mail/Text: jennifer.chacon@spservicing.com Feb 04 2020 03:57:55 Towd Point Mortgage Trust 2019-3 et. al,, c/o Select Portfolio Servicing, Inc., P.O. Box 65250, Salt Lake City, UT 84165-0250 +E-mail/Text: media@trueaccord.com Feb 04 2020 03:57:55 15092268 True Accord, 303 Second Street, Suite 750, South Tower, San Francisco, CA 94107-1366 E-mail/Text: wfmelectronicbankruptcynotifications@verizonwireless.com Feb 04 2020 03:56:35 15092270 Verizon, 500 Technology Drive, Suite 550, Water Spring, MO 66304 TOTAL: 55 ***** BYPASSED RECIPIENTS (undeliverable, * duplicate) ***** Midland Credit Management, Inc. Towd Point Mortgage Trust 2019-3, U.S. Bank Nation cr cr +Duquesne Light Company, c/o Bernstein-Burkley, P.C., 707 Grant Street, Suite 2200, Gulf Tower, Pittsburgh, PA 15219-1945 cr* +Barclays Bank Delaware, Attn: Correspondence, Po Box 8801, Wilmington, DE 19899-8801 +Barclays Bank Delaware, P.o. Box 8803, Wilmington, DE 19899-8803 15092167* 15092165* ++CHOICE RECOVERY INC, 1550 OLD HENDERSON ROAD, STE 100, COLUMBUS OH 43220-3662 15092182* (address filed with court: Choice Recovery, Po Box 20790, +Capital One, Po Box 30281, Salt Lake City, UT 84130-0281 Columbus, OH 43220) 15092169* +Capital One, Po Box 30281, Salt Lake City, UT 84130-0281
+Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
+Cavalry Portfolio Services, 500 Summit Lake Drive, Suite 400, Valhalla, NY 10595-2322
+Chase Card Services, Attn: Bankruptcy, Po Box 15298, Wilmington, DE 19850-5298
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+Chase Card Services, Po Box 15298, Wilmington, DE 19850-5298
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+Chase Card Services, Po Box 15298, Wilmington, DE 19850-5298 15092171* 15092173* 15092181* 15092177* 15092178* 15092179* +Collection Service Center, Inc., Pob 560, New Kensington, PA 15068-0560 +Collection Service Center, Inc., Attn: Bankruptcy, 839 5th Ave., 15092187* 15092189* New Kensington, PA 15068-6303 +Deptartment Store National Bank/Macy's, Po Box 8218, Mason, OH 45040-8218 +Deptartment Store National Bank/Macy's, Po Box 8218, Mason, OH 45040-8218 15092195* 15092196* 15092198* +Deptartment Store National Bank/Macy's, Attn: Bankruptcy, 9111 Duke Boulevard, Mason, OH 45040-8999 15092199* +Deptartment Store National Bank/Macy's, Attn: Bankruptcy, 9111 Duke Boulevard, Mason, OH 45040-8999 +I C System Inc, Po Box 64378, Saint Paul, MN 55164-0378 15092207* +I C System Inc, Attn: Bankruptcy, Po Box 64378, St Paul, MN 55164-0378 ++JEFFERSON CAPITAL SYSTEMS LLC, PO BOX 7999, SAINT CLOUD MN 56302-7999 15092209* 15092213* (address filed with court: Jefferson Capital Systems, LLC, 16 Mcleland Rd, Saint Cloud, MN 56303) Jefferson Capital Systems, LLC, Po Box 1999, Saint Cloud, MN 56302 +LVNV Funding/Resurgent Capital, Attn: Bankruptcy, Po Box 10497, Greenville, SC 29603-0497 +LVNV Funding/Resurgent Capital, Attn: Bankruptcy, +LVNV Funding/Resurgent Capital, Attn: Bankruptcy, 15092225* Po Box 10497, Greenville, SC 29603-0497 Po Box 10497, +LVNV Funding/Resurgent Capital, +LVNV Funding/Resurgent Capital, Po Box 1269, +LVNV Funding/Resurgent Capital, Po Box 1269, Po Box 1269, Po Box 1269, Po Box 1269, 15092226* Greenville, SC 29603-0497 Po Box 1269, Greenville, SC 29602-1269 Po Box 1269, Greenville, SC 29602-1269 Po Box 1269, Greenville, SC 29602-1269 15092220* 15092221* 15092222* 15092233* +Midland Funding, 320 E Big Beaver Rd Ste, Troy, MI 48083-1271 15092234* +Midland Funding, 320 E Big Beaver Rd Ste, Troy, MI 48083-1271 15092229* +Midland Funding, 2365 Northside Dr Ste 30, San Diego, CA 92108-2709 15092230* San Diego, CA 92108-2709 +Midland Funding, 2365 Northside Dr Ste 30, +Midland Funding, 2365 Northside Dr Ste 30, +Midland Funding, 2365 Northside Dr Ste 300, San Diego, CA 92108-2709 15092231* San Diego, CA 92108-2709 San Diego, CA 92108-2709 15092240* +Midland Funding, 2365 Northside Dr Ste 300, +Midland Funding, 2365 Northside Dr Ste 300, 15092241* San Diego, CA 92108-2709 15092236* 15092237* +Midland Funding, 2365 Northside Dr Ste 300, San Diego, CA 92108-2709 15092238* +Midland Funding, 2365 Northside Dr Ste 300, San Diego, CA 92108-2709 +Midland Funding, 2365 Northside Dr Ste 300, San Diego, CA 92108-2709
+Midland Funding, 2365 Northside Dr Ste 300, San Diego, CA 92108-2709
+Midland Funding LLC, PO Box 2011, Warren, MI 48090-2011
++PORTFOLIO RECOVERY ASSOCIATES LLC, PO BOX 41067, NORFOLK VA 23541-1067
(address filed with court: Portfolio Recovery, 120 Corporate Blvd Ste 1, 15092239* 15122441* 15092250* Norfolk, VA 23502) ++PORTFOLIO RECOVERY ASSOCIATES LLC, PO BOX 41067, NORFOLK VA 23541-1067 15092247* (address filed with court: Portfolio Recovery, 120 Corporate Blvd Ste 100,

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District/off: 0315-2 User: dbas Page 4 of 4 Date Royd: Feb 03, 2020 Form ID: 149 Total Noticed: 96 ***** BYPASSED RECIPIENTS (continued) ***** 15092248* ++PORTFOLIO RECOVERY ASSOCIATES LLC, PO BOX 41067, NORFOLK VA 23541-1067 (address filed with court: Portfolio Recovery, 120 Corporate Blvd Ste 100, Norfolk, VA 23502) ++PORTFOLIO RECOVERY ASSOCIATES LLC, PO BOX 41067, NORFOLK VA 23541-1067 15092254* (address filed with court: Portfolio Recovery, Attn: Bankruptcy, 120 Corporate Blvd, Norfold, VA 23502) 15092255* ++PORTFOLIO RECOVERY ASSOCIATES LLC, PO BOX 41067, NORFOLK VA 23541-1067 (address filed with court: Portfolio Recovery, Attn: Bankruptcy, 120 Corporate Blvd, Norfold, VA 23502) 15092245* +Pnc Bank, Atn: Bankruptcy Department, Po Box 94982: Ms: Br-Yb58-01-5, Cleveland, OH 44101-4982 15092243* Po Box 3180, Pittsburgh, PA 15230-3180 +Pnc Bank, 15092252* +Portfolio Recovery, Po Box 41021, Norfolk, VA 23541-1021 TOTALS: 2, * 47, ## 0 Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP. Transmission times for electronic delivery are Eastern Time zone. Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 05, 2020 Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 3, 2020 at the address(es) listed below: on behalf of Creditor Towd Point Mortgage Trust 2019-3, U.S. Bank National Warmbrodt Association, as Indenture Trustee bkgroup@kmllawgroup.com Julie Frazee Steidl on behalf of Joint Debtor Heather S. Melvin julie.steidl@steidl-steinberg.com, leslie.nebel@steidl-steinberg.com;abby.steidl@me.com;cgoga@steidl-steinberg.com;r53037@notify.bes tcase.com;rlager@steidl-steinberg.com;kmeyers@steidl-steinberg.com Julie Frazee Steidl on behalf of Debtor Sean P. Melvin julie.steidl@steidl-steinberg.com, $\texttt{leslie.nebel@steidl-steinberg.com; abby.steidl@me.com; cgoga@steidl-steinberg.com; r53037@notify.bescheduler.com; r53037@notify.bes$ tcase.com;rlager@steidl-steinberg.com;kmeyers@steidl-steinberg.com Keri P. Ebeck on behalf of Creditor Duquesne Light Company kebeck@bernsteinlaw.com, jbluemle@bernsteinlaw.com Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov Ronda J. Winnecour cmecf@chapter13trusteewdpa.com S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpqh.com, Equitablebankruptcy@peoples-gas.com; srk@sjwpgh.com TOTAL: 7